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Attorneys for Defendants DATAFINITI LLC and SHION DEYSARKAR

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

YELP, INC., a Delaware corporation

| Case No. C 12 1444 DMR

Plaintiff,

**JOINT STATUS REPORT AND
JOINT REQUEST FOR FURTHER
CONTINUANCE**

DATAFINITI LLC, a Texas limited liability company, d/b/a 80legs; SHION DEYSARKAR, an individual, and DOES 1-50, inclusive,

Defendants.

Per the Court's September 21, 2012 order (doc. no. 26), Plaintiff YELP, INC. ("Yelp") and defendants DATAFINITI LLC ("Datafiniti") and SHION DEYSARKAR submit the following Status Report, and request a further continuance of the October 25, 2012 Case Management Conference in order to finalize their settlement.

1. On June 21, 2012, and again on July 30, 2012 the Court granted the parties' joint requests for stays and continuances to allow settlement discussions (doc. nos 23 & 25.)

2. The parties have been engaged in continuous settlement discussions, which are now very close to final. The parties have agreed on most terms and are finalizing the last non-monetary terms of settlement.

3. The parties believe that the settlement discussions are likely to be concluded by the end of October, 2012.

4. Therefore, the parties, by and through their attorneys of record, hereby jointly request this Court to grant an additional stay of the pending hearing dates and other deadlines.

5. The effect of such an order would be to continue the Initial Case Management Conference and the hearing on defendants' motion for at least sixty (60) days, and to similarly extend the deadlines set forth in the Court's Order Setting Initial Case Management Conference and ADR Deadlines (doc. no. 3).

6. Consequently, the parties jointly move that the Court issue an order staying this case for a period of sixty (60) days in order to allow the parties the opportunity to resolve all matters in dispute by settlement.

SO STIPULATED:

Dated: October ___, 2012. MITCHELL, HERZOG & KLINGSPORN LLP

By _____/s/ _____
GREGORY K. KLINGSPORN
Attorneys for
DATAFINITI LLC and
SHION DEYSARKAR

Dated: October , 2012.

By _____ /s/ _____
MARC R. LEWIS
Attorneys for YELP, INC.

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1 [Proposed] ORDER
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3 The court having reviewed the joint status report and request for stay filed by
4 plaintiff YELP, INC. and defendants DATAFINITI, LLC and SHION DEYSARKAR,
5 and good cause appearing therefor:

6 IT IS HEREBY ORDERED that the Motion for 60-day Stay and Continuance is
7 GRANTED. The hearing on Defendants' motion to dismiss or, in the alternative,
8 transfer venue is continued to Dec. 27, 2012 at 11:00 a.m. The case management
9 conference is also continued to Dec. 27, 2012 at 11:00 a.m., and the case
management and ADR deadlines are continued accordingly.

10 SO ORDERED.
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12 Dated: Oct. 4, 2012



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14 Donna M. Ryu
15 United States Magistrate Judge
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